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6 Attorneys for  
7 Third Party Defendant, LEXINGTON INSURANCE COMPANY  
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9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION  
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12 TELLABS, INC. a Delaware corporation, and  
13 ST. PAUL FIRE & MARINE INSURANCE  
COMPANY, a Minnesota corporation,

14 Plaintiffs,

CASE NO.: 3:07-cv-02254-MMC  
*WDR*

[PROPOSED] ORDER

Complaint Filed: April 25, 2007

15 v.  
16 CARRERA TRANSPORT, INC., an Iowa  
corporation, doing business as CARRERA  
17 TRANSPORTATION and CARRERA  
TRUCKING; and DOES 1 through 25,  
18 inclusive,

19 Defendants and Third Party Plaintiffs,

20 v.

21 HA LOGISTICS, INC., a California  
corporation, and LEXINGTON INSURANCE  
22 COMPANY, a corporation

23 Third Party Defendants.

24 Pursuant to ADR Rule 5-10(d), Third Party Defendant Lexington Insurance Company  
25 ("Lexington") submitted a request that it be excused from attending in person the Early Neutral  
Evaluation session in this matter.

26 Having carefully considered the papers submitted, and good cause appearing, IT IS HEREBY  
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1 ORDERED that:

2 Third Party Defendant Lexington Insurance Company's request to be excused from attending  
3 in person the Early Neutral Evaluation session, scheduled for January 10, 2008, is GRANTED.

4 Pursuant to ADR Rule 5-10(e), Lexington's representative must be available to participate in  
5 the Early Neutral Evaluation session by telephone.

6 DATED: 12/17, 2007



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8 Hon. Wayne D. Brazil  
United States Magistrate Judge  
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